

**NPDES Stormwater
Technical Advisory Committee (TAC)**

REPORT OF MEETING

**TUESDAY, MARCH 8, 2011
10:00 A. M. to Noon
CITY OF REDWOOD CITY**

1. **INTRODUCTIONS, ANNOUNCEMENTS, ADOPTION OF MINUTES, AND REVISION TO AGENDA**
Self-introductions were made, and the January TAC meeting minutes were adopted as written.

Matt Fabry reported that he will become a full-time Countywide Program coordinator in the next couple of weeks. He will be moving to C/CAG's offices in Redwood City, which will result in him having new contact information.

Matt announced that the Urban Greening for Sustainable Communities Grant Program will offer another round of Proposition 84 funding starting on April 9. San Francisco Estuary Partnership is interested in partnering with the Countywide Program on a green street grant application. Possible projects might be a complete, multi-objective green street project on El Camino Real as part of the Grand Blvd. project. Also, it may be worthwhile applying for an implementation grant instead of a planning grant for the San Carlos/Redwood City project submitted as a planning grant last year.

Matt would like to determine the level of interest in having the Countywide Program do countywide environmental documents for plastic bag and polystyrene container reductions. Each reduction effort might provide credit for a 5% trash load reduction. The City of San Jose did a thorough EIR on its plastic bag reduction ordinance.

2. **ACTION ITEM: APPROVAL OF COMMENT LETTER REGARDING CALTRAN'S DRAFT STATEWIDE STORMWATER NPDES PERMIT.** The draft Caltrans permit contains additional, new requirements for Caltrans to control trash similar to what the municipalities and Flood Control District are required to do under the MRP. The draft letter recommends additional requirements be imposed in the Bay Area on pesticides toxicity control so that Caltrans' requirements will be similar to the MRP's. The Countywide Program's draft letter also identifies and recommends some clarifications of Caltrans' mercury and PCBs requirements. It was agreed to submit the letter as drafted to the State Water Board prior to the March 14 due date.
3. **PRESENTATIONS:**

- A. **BASMAA's Regional Monitoring Coalition Status Report** – Jon Konnan explained that this status report was requested by Tom Mumley, Regional Water Board Assistant Executive Officer. Jon recommended that people review the Orientation Binder's information that describes how the MRP's monitoring and pollutants of concern requirements are being met. The binder is available on the Countywide Program's website. A large list of potential creek sampling sites is being put together, and possible sampling locations will be selected randomly. The Countywide Program will be able to select a subset of sampling locations for actual sample collection and testing based upon which ones will assist with creating a regional picture.

The focus of complying with the MRP's mercury and PCBs control provisions is on the Pulgas Creek pump station watershed in San Carlos. This watershed is located in an old industrial area. The MRP requires that the Countywide Program identify properties in the watershed that are sources of PCBs so that they may be referred to regulatory agencies for clean up. Another of the major MRP requirements is to pilot test diverting PCBs-containing stormwater to the sanitary sewer. The South Bayside System Authority provides sanitary wastewater treatment of the Pulgas Creek pump station area, and its staff has expressed concern with accepting stormwater with PCBs because of its potential adverse impacts on biosolids and sludge treatment. Matt also mentioned an MRP-required project to test the PCBs in caulk from buildings built between 1950 and 1978. The caulking materials used in these buildings may

contain PCBs. The project will also include using BMPs to prevent the release of PCBs during demolition and renovation..

- B. Water Board Staff's Review of Pesticide Toxicity Controls Provision of Annual Report and Next Steps. The Water Board staff's comments on the toxicity control provision of the annual report was included in the agenda packet. Janet O'Hara from the Regional Water Board has agreed to discuss her comments and concerns at the April 26 Parks Maintenance and IPM Work Group meeting. It is exceedingly important to comply with the MRP's pesticide control and other requirements. Some of the Regional Water Board's comments on the Integrated Pest Management (IPM) policy are on issues not addressed in the MRP and are offered too late for the municipalities that have already adopted their IPM policies – in most cases the IPM policies were adopted in 2003. Matt welcomed feedback from the municipalities about what the Countywide Program could do better to help them comply with this and other MRP provisions.
- C. Status of Unfunded Mandate Test Claim. The state requested an extension until May 17 of the comment period for the unfunded mandate test claim. C/CAG agreed to fund Meyers Nave to provide joint legal representation with ACCWP of the test claims. Billing will go to ACCWP. Meyer Nave will be sending cities engagement letters.
- D. Preliminary Draft Budget Information. Matt distributed three handouts with information about the Countywide Program's budget. He would like to have the initial budget information prepared by March with the final budget approved at the April TAC meeting. Some of the changes in costs were reviewed. He would like the budget to follow the MRP's provisions and to tie in the BASMAA commitments. The budget should have the beginning balance, the projected expenditures, and the ending balance for FY 2011/12. Robert Weil expressed support for having a two-page document showing the revenue and balances.
- E. Status of Countywide Program's Involvement in Statewide Initiatives Affecting Stormwater. A table summarizing a number of new State Water Board initiatives and the Countywide Program's role in commenting on these initiatives was distributed. It was recommended that the table and comment letters be added to the Countywide Program's website.
- F. BASMAA Update. Matt reported that BASMAA's New Development Committee prepared and submitted a list of special projects that merit incentive LID treatment reduction credits. Non-governmental organizations and U.S. EPA provided a number of comments on the submittal. A meeting with the Water Board staff will be held soon to address the comments. In addition, the biotreatment soil specifications were submitted to the Water Board, and the Water Board also received comments on these specifications.

Planning for BASMAA's regional advertising campaign to address littering has been active, and BASMAA's PIP Committee will need to be make decisions on how to proceed.

- 4. SUBCOMMITTEE REPORTS – subcommittee reports were postponed because of a lack of time.
- 5. PUBLIC COMMENTS - None.
- 6. NEXT MEETING

The next TAC meeting will be held on April 12, one week earlier than usual to accommodate the Water Board staff's request to meet with the TAC. The Water Board staff would be unable to meet with the TAC in April on its typical third Tuesday meeting date or on the fourth Tuesday. The meeting location will be in East Palo Alto.

- 7. ADJOURNED